

HAMILTON COUNTY BOARD OF COMMISSIONERS  
AUGUST 13, 2007

The Hamilton County Board of Commissioners met on Monday, August 13, 2007 in the Commissioners Courtroom in the Hamilton County Government and Judicial Center, One Hamilton County Square, Noblesville, Indiana. The Commissioners met in Executive Session at 1:00 p.m. Vice President Altman called the public session to order at 2:00 p.m. and declared a quorum present of Commissioner Christine Altman and Commissioner Steven A. Holt. Commissioner Steven C. Dillinger was absent. Holt led the Pledge of Allegiance.

**Approval of Minutes**

Holt motioned to approve the minutes of July 23, 2007 and August 1, 2007. Altman seconded. Motion carried unanimously.

**Executive Session Memoranda**

Holt motioned to approve the Executive Session Memoranda of August 13, 2007. Altman seconded. Motion carried unanimously.

**U.S. 31 Coalition Update [2:04:44]**

Mr. Dennis Faulkenberg presented an update of the U.S. 31 Coalition project. Faulkenberg stated the project is the entire route from the South Bend/Elkhart area to I-465 in Indianapolis, passing through Hamilton County. This project started in 1997 with INDOT doing a feasibility study in Hamilton County. Environmental studies began in 2000 and a series of hearings were held in Hamilton County. In 2003 a preferred alternative route of using the existing U.S. 31 corridor was recommended. We were within two months of a federal record of recognition and the project was put on hold in 2005. Cost was a consideration with a several million dollar range. Many of the design elements became so complicated the project was put on hold until it could be worked out. Major Moves came along with the lease of the Indiana Toll Road. Major Moves provides \$12 billion project money throughout the State of Indiana including \$530 million for projects in Hamilton County; I-69, S.R. 32, U.S. 431, and U.S. 31. The U.S. 31 project was allocated \$1.1 billion. \$374 million is set aside for the Hamilton County part of U.S. 31. The three urban most congested areas of the project are underway; South Bend to Plymouth, with the record of decision from the Federal EIS granted in June 2006 with design underway and land acquisition will begin shortly. Construction will begin on that section of U.S. 31 in the summer of 2008. In Howard County construction will begin in 2009. Hamilton County environmental document preparation has begun with the hiring of R.W. Armstrong. INDOT is taking into consideration the local desires of this project with the complicating factors of the location and design of interchange and access issues will be very important in having a successful project. Construction on the Hamilton County segment, in the original Major Moves list was slated for 2014; through work with the administration and INDOT the project has been moved to 2011. INDOT is working to see how the project might be advanced. Challenges include costs and spending taxpayer monies wisely; federal funds of the project is 40% and the federal trust fund is in trouble and will be broke in 2009; there is concern with future federal highway funding. The coalition is working on how to advance the in-between segments (i.e. between Hamilton County and Kokomo). They are working with the local communities so the proper planning and zoning will be in place.

Holt asked if there is any thought of going through the legislature giving INDOT the authority to do an overlay zone beyond these three segments so they can actually impose the setbacks rather than try to pull locals along? Faulkenberg stated they have talked with INDOT and they are interested in the concept, the legislature may be a different story. They are pursuing both avenues involving local entities so it can be done one way or another. Altman stated they met with Representative Donnelly at the last meeting and suggested that part of the problem is the environmental rules which preclude you from taking alignment even though it is an existing alignment and they are jumping the gun with your environmental analysis by pre-disposing of that. The best thing they could be helpful with is to work towards relaxing those rules so you are not afraid of losing federal funding because you have went afoul of the environmental rules. Connelly seemed very interested in that. Faulkenberg stated his aids have followed up by requesting the coalition get him information on something he can insert in the next highway bill. He has volunteered to work with Congressman Burton to work on the same thing across the aisle.

Mr. Brad Davis stated one of the discussions years ago involving U.S. 31 north of S.R. 38 was for the department go in and close off some of the field entrances by buying the access rights from the farmers, provided they had other access, to prevent a future change of land use. Faulkenberg stated that is something we would talk about but it costs money and the department says they don't know if the new U.S. 31 will go there, the environmental may say we want to go east or west and we can't pre-dispose the environmental. Davis stated he attended an INDOT briefing on the I-465 northeast 465 corner project and they are looking at re-doing the Allisonville and Keystone interchanges and I-69 interchange. They did not commit to a timeline but their intent is start working on the Allisonville Road interchange so they can get that done prior to the U.S. 31 interchange. Their timeline was 2010 for the early work and 2011 for the major focus.

**Bid Openings [2:51:44]**

Holt motioned to amend the agenda to open bids at this time. Altman seconded. Motion carried unanimously.

**Sale of Excess Property – 117<sup>th</sup> Street and Olio Road**

Mr. Darren Murphy opened the bid for the sale of excess real estate at 117<sup>th</sup> Street and Olio Road. One bid was received from Thompson Thrift in the amount of \$85,000. A Cashier's Check in the amount of \$500 was included. Holt motioned to forward the bid to the highway department and county attorney for review and recommendation later in today's meeting. Altman seconded. Motion carried unanimously.

**Resurface Contract 07-2, Various Roads in Jackson and White River Townships**

Murphy opened bids for Resurface Contract 07-2, Various Roads in Jackson and White River Townships. Form 96, non-collusion Affidavit, Bid Bond, Financial Statement and Acknowledgement of Addendum were included unless otherwise specified. (1) E&B Paving - \$798,242.61. (2) Grady Brothers - \$938,000. (3) Rieth-Riley - \$884,600. (4) Shelly & Sands - \$957,653.14. Murphy recommended the bids be forwarded to the highway department for review and recommendation later in today's meeting. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Highway Business**

**Acceptance of Bonds/Letters of Credit – Highway Department**

Mr. Joel Thurman requested acceptance of Bonds and Letters of Credit for the highway department: (1) HCHD #B-07-0027 – Continental Casualty Company Maintenance Bond No. 929434883 issued on behalf of E& B Paving, Inc. in the sum of \$8,015.40 for Little Farms right of way and onsite stone, binder, and surface – roll curbs to expire August 13, 2010. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Release of Bonds/Letters of Credit – Highway Department**

Thurman requested approval of the release of Bonds and Letters of Credit for the highway department: (1) HCHD #B-00-0001 Peerless Insurance Company Bond No. 018 80-05-87 for Summers Concrete of In., Inc. in the amount of \$5,000 for 13111 Marilyn Road driveway permit. (2) HCHD #B-00-0012 Washington International Insurance Company No. S8002357 for Infrastructure Contractors Inc. in the amount of \$5,000 for road bore in Windermere Pointe 3. (3) HCHD #B-00-0117 Washington International Insurance Company No. S8005678 for Robinson Electric, Inc. in the amount of \$5,000 for push/bore at 15515 Cherry Tree Road. (4) HCHD #B-93-0004 Seaboard Surety Company No. 856746 for Citizens Gas & Coke Utility in the amount of \$25,000 for annual permit bond. (5) HCHD #B-02-0089 The Hanover Insurance Company Performance/Payment Bond No. BLT694817 for Sommerwood Development in the amount of \$40,700 for 146<sup>th</sup> Street. (6)

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HCHD #B-00-00066 Hartford Insurance Company in the amount of \$5,000 for a utility pull-off drive. (7) HCHD #B-00-0011 Frontier Insurance Company Permit Bond No. 152852 in the amount of \$5,000. (8) HCHD #B-00-0059 Continental Casualty Company Permit Bond No. 929 142 732 for Regal Realty, Inc. in the amount of \$15,000 for a public/private road approach. (9) HCHD #B-00-0088 Allied Mutual Insurance Company Permit Bond No. 500184 for Blue Haven Pools of Indiana in the amount of \$5,000. (10) HCHD #B-00-0110 American Manufacturers Mutual Insurance Company Bond No. 3SE94653300 for Cyntheanne Christina Church in the amount of \$5,000 for a drive at 13151 Cyntheanne Road. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Agreements/Supplements**

**Indianapolis Indiana North Congregation of the Jehovah's Witnesses**

Thurman requested approval of an Agreement to Purchase Real Estate, HCHD #M-07-0022, with the Indianapolis Indiana North Congregation of the Jehovah's Witnesses. Holt motioned to approve. Altman seconded. Altman noted that the agreement is contingent upon a receipt of an agreement from Marion County, Indianapolis for the project. Motion carried unanimously.

**Verizon North Utility Agreement**

Thurman requested approval of a Non-reimbursable Utility Agreement, HCHD #M-07-0024, with Verizon North for Hamilton County Fall Road culvert replacement project. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Mutual Release of Liability Agreement for Ronald H. Bell**

Thurman requested approval of the Mutual Release of Liability Agreement with Ronald H. Bell regarding real estate on Olio Road and 117<sup>th</sup> Street. Holt asked if the commissioners are the first signatory, have we received payment? Thurman stated no. Holt asked why would we vote before we receive payment? Altman suggested agreeing to accept the release language upon receipt of the \$2,000 and appoint the President to execute the agreement. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Acceptance of Streets**

Thurman requested acceptance of streets in Little Farms Addition, north of 104<sup>th</sup> Street/west of Ethel Street in Clay Township. Total miles accepted are 0.11 miles. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Concurrence with Traffic Study Correspondence**

Thurman requested approval of the list of correspondence concerning investigations of requests for signage on Hamilton County Roads. (1) Rick Fairweather requesting speed humps in Windemere in Clay Township. Thurman stated Windemere is a subdivision that has a main entrance to the back of the subdivision; the request is regarding excess speeding in the subdivision and they are requesting a speed hump to slow down traffic. They have indicated it is all subdivision traffic as there are no entrances or exits other than the main entrance into the subdivision. Altman asked the Sheriff to monitor the subdivision. Thurman stated the highway department recommends denying the request; they do not meet the county requirements. Holt motioned to approve. Altman seconded. Motion carried unanimously.

(2) Rick Vanderwielen requesting Deer Crossing Signs on 216<sup>th</sup> Street between Hinkle Road & Cammack Road. Thurman stated Vanderwielen has purchased the signs and is requesting the highway department install the signs. Thurman stated the highway department recommends not to install the signs. Altman stated the landowner has supplemented that a lot of the deer accidents will not be reported; he has observed four to five dead deer and there is a 7' fence on the other side of the road, which traps the animals. Altman motioned to allow the installation, especially with the crash history. Holt seconded. Holt stated the logic in our rationale for not doing it seems a little perverse; warning signs are supposed to alert drivers to unexpected conditions. On that theory we should have the deer crossing signs where we would not expect the deer to cross. We means we should put them up on 96<sup>th</sup> Street, 146<sup>th</sup> Street and places you would not think there would be deer. Altman stated the problem is it is for the driver who does not drive the road, the people living in the area will be careful. Motion carried unanimously.

(3) Jamie Lockwood and Gary Cook requesting a reduce speed limit on 236<sup>th</sup> Street East of Cicero between Tollgate Road in Cicero city limits. Thurman stated currently the speed limit is 50 mph from U.S. 31 to the cemetery on the west edge of Cicero; it then goes to 30 mph. Chief Cook has requested it be lowered to 40 mph. The highway recommends changing the limit from 920' east of Tollgate Road to the Cicero city limits to 45 mph. Sheriff Carter stated the majority of traffic on Tollgate is northbound to east/west bound verses southbound. Holt stated he concurs to dropping it to the 45 mph, it makes sense to have the transition, he would have picked a different spot to start the transition. Holt motioned to amend the highway department's recommendation by moving the line to the east of the current recommendation. Altman seconded. Motion carried unanimously.

(4) Thomas Janson requesting a traffic signal at 146<sup>th</sup> Street and various intersections in Noblesville Township. Altman stated the letter states we are reviewing it. Thurman stated he has spoken with the Noblesville City Engineer and we are going to move forward more aggressively on that. Altman asked how does the distance between S.R. 37 and Herriman Boulevard relate to the distance between S.R. 37 and Clover on Pleasant? Thurman stated it is probably comparable. Holt motioned to approve. Altman seconded. Motion carried unanimously.

(5) Melissa Austin requesting a weight limit on Atlantic Avenue north of S.R. 32 in Wayne Township. Thurman stated the highway department will address this section of road in the fall or next spring. It is incorrectly identified in our inventory as chip and seal, it is asphalt. Thurman recommended not putting up the signs but the road condition will be addressed. Holt motioned to approve the recommendation. Altman seconded. Motion carried unanimously.

**Official Actions**

**Regulatory Signs for Little Farms Addition**

Thurman requested approval of the official action for installation of regulatory signs in Little Farms Addition. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Condemnation Request**

**96<sup>th</sup> Street and Commerce Drive**

Thurman requested approval of condemnation of Parcel 12 and Parcel 26, owned by James D. and Deborah J. Robinson, for the 96<sup>th</sup> Street and Commerce Drive project. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Permission to Advertise**

**Contract Resurface 07-3, Various Roads in Adams and Washington Townships**

Thurman requested permission to advertise Resurface Contract 07-3, various roads in Adams and Washington Townships. The project will bid September 10, 2007. Holt motioned to approve. Altman seconded. Motion carried unanimously.

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**Correspondence**

**The Legacy**

Thurman presented information on the Legacy development being constructed on the south side of 146<sup>th</sup> Street between River Road and Cherry Tree Road. The project is being developed by Platinum Properties. Thurman showed the commissioners a map showing the locations of requested access roads along 146<sup>th</sup> Street. It will come back to the Commissioners prior to granting the curb cuts. Altman asked if there are existing curb cuts? Thurman stated there are multiple existing curb cuts, mostly field entrances; they were not intended for this proposed use.

**Announcements**

**Olio Road over I-69 Construction Interlocal Agreement [3:00:27]**

Mr. Brad Davis requested approval of an Interlocal Contract for Construction of the Bridge for Olio Road over I-69 with INDOT. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**City of Indianapolis Settlement**

Davis stated the City of Indianapolis has offered Hamilton County the option to participate in a settlement from the EPA. The EPA is giving Indianapolis \$145,000 to put diesel oxygen catalyst on diesel trucks for reduced emissions to clean up the environment. The City of Indianapolis has already outfitted all of their trucks and they are offering it to other governmental communities in the non-attainment area. There is no cost to Hamilton County. We can install them ourselves or they will arrange for installation at no cost. Davis recommended participation. Holt asked what is the cost per unit? Davis stated he thinks it is \$7,000. Holt stated assuming we do this and we order new trucks are you going to install it? Davis stated the new trucks come with something similar to this. Holt motioned to approve. Altman seconded. Altman asked if there is a maintenance issue? Davis stated he could not find a downside and the agreement doesn't require us to keep it. Motion carried unanimously.

**Highway Meeting**

Davis reminded the commissioners of the August 31 highway meeting. Altman asked when the meetings are set for next year, as you come towards a holiday weekend lets automatically move the highway meeting up one week.

**Bridge Structure Insurance**

Davis stated the information on the bridge structures has been forwarded to Doug Walker for insurance review. Davis stated he has found out through correspondence with the National Association of County Engineers that Palm Beach, Florida does not insure their bridges.

**Indianapolis MPO Call for Projects**

Davis stated the Indianapolis MPO has issued a call for projects; they are looking at what would be appropriate for submittal. The submittal deadline is October 15.

**Bid Award**

**Sale of Excess Property**

Thurman requested the bid award for the sale of excess property be tabled until the next meeting. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**Resurface Contract 07-2**

Thurman stated the bids for Resurface Contract 07-2 was 15% over the engineer's estimate. There were two line items that were over the engineer's estimate. There was also a \$0.16 error in the low bid. Mr. Mark Fisher stated the low bidder is willing to do the project at the bid amount. Holt motioned to accept the bid from E&B Paving. Altman seconded. Motion carried unanimously.

**Request to Purchase Additional AED for Judicial Center**

Ms. Dawn Coverdale, presented a request from Ross Klippel, Safety Risk Manager, for the purchase of an additional AED for the first floor of the Judicial Center. Holt asked if we know where it is going to be located? Altman stated she believes it is going to be in the service elevator alcove. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**ISSD Travel Requests**

Ms. B.J. Casali requested approval of travel for Joe Seig and Jared Fowler to attend a ESRI training class in Indianapolis August 29-31. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**AT&T Addendum**

Casali requested approval of Amendment No. 2 to SBC Opt-E-Man Service ICB Addendum to Master Agreement for Regulated/Telco Service(s) for Noblesville Township due to their office move. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Cell Phone Policy Exception – Sonia Leerkamp**

Casali stated Sonia Leerkamp has requested approval of the messaging package for her cell phone, which she is purchasing. Holt motioned to approve. Altman seconded. Altman asked what is the cost? Casali stated \$20 per month. Motion carried unanimously.

**Noblesville Community Prosecutor**

Ms. Sonia Leerkamp requested approval of an Interlocal Agreement with the City of Noblesville for the community prosecutor. The position has been approved by the City of Noblesville and the Personnel Committee; it has not been approved by the County Council yet. Holt motioned to approve subject to council funding. Altman seconded. Motion carried unanimously.

**Vacation Carryover – Prosecutor**

Leerkamp requested approval of a carryover of one week's vacation for a Deputy Prosecutor (Robert Summerfield). He has been working for the county a little over one year. He and his wife are expecting their first child and he did not get to take all of his vacation his first year. He has requested permission to carry over last year's vacation a little over the 90 days allowed by the Personnel Policy. He would like to be able to use this week to stay at home with his wife and baby. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Performance Evaluations - Prosecutor**

Leerkamp stated the Council has requested employee evaluations be submitted with the 2008 budget requests. Leerkamp stated she does not believe she has to submit the evaluations. Altman stated we are investigating that. Leerkamp stated she has spoken with Darren Murphy and the main question relates to support staff. Leerkamp has a contact with the Attorney General's office and she will request her assistance with this issue. Altman stated it is under consideration.

**CDBG Grant [3:14:05]**

**Arcadia Park Equipment**

Mr. Mark McConaghy requested approval of a contract for the Arcadia Park Department to purchase equipment. Holt motioned to approve. Altman seconded. Motion carried unanimously.

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**CDBG Grant Consolidated Plan for FY07**

McConaghy requested approval of the submission of the FY07 Consolidated Plan for the Community Development Block Grant. Altman asked if his budget (Noblesville Housing Authority) has been submitted to the county, so we know if your fees are inline and reasonable. McConaghy stated no. Altman stated that would be appropriate. Altman stated in State statute if there are state monies involved there is a requirement of an audit of financial statements; she does not know if this is applicable for federal funds. Altman stated she wants to make sure we are clean if we have to require that and asked Darren Murphy to look at that. McConaghy stated he will send their budget to Darren (Murphy). Holt asked where on Pearl Street is the sidewalk replacement project? McConaghy stated they are starting on the east side. Holt asked what blocks? McConaghy stated he does not have that information with him. Holt stated he owns a house on Pearl Street and he will have to abstain and he will have to wait two weeks to have the documents signed. If it is not in front of his house he will be glad to vote for it. Altman asked McConaghy if he could clarify it, we will defer action.

**Community Corrections Phase 1 Change Order**

Mr. John Barbee stated we are receiving bids for the foundation and site work for the Community Corrections building on August 14. We are trying to negotiate the dirt moving portion with McDougall Pierce and their site contractor that is currently on site to avoid mobilization costs. Barbee stated he does not have the change order drafted today because they are finalizing the cost negotiations. Barbee requested approval to let McDougall Pierce proceed up to \$75,000. The change order will be less than \$75,000. Holt motioned to approve. Altman seconded. Barbee stated these costs are saving us over \$50,000. Motion carried unanimously.

**Juvenile Services Center**

**Air Conditioning**

Barbee stated the Juvenile Services Center chiller power needs an upgrade. The breaker is tripping due to the high temperatures. It was undersized and RQAW has agreed to pay for the costs. Barbee asked if the commissioners want to accept the letter from RQAW or pay for those costs out of the remaining contingency on the project. Altman asked if their offer covers all costs associated with this issue? Barbee stated yes. The costs are \$14,000. Barbee stated he authorized the work because it was an emergency situation. Altman motioned to accept their offer of reimbursement of actual costs. Holt seconded. Motion carried unanimously.

**Central Control Room**

Barbee stated the Central Control Room at the Juvenile Services Center was not designed with a designated air conditioning unit. The issue came up during construction with costs of \$21,000. Modifications were made to the system that was installed to avoid that cost. It is not working out, they need their own control, and they need to be cold. We have received two quotes; the lowest being \$18,600. There are monies available in the contingency fund. Barbee requested approval to proceed with the lowest quote. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**First Indiana Bank Building**

Altman asked Barbee to give the commissioners estimated costs for the roof and window replacement on the First Indiana Bank building. Altman would also like square footage of the usable office space.

**Green Design**

Holt stated we have discussed green design on buildings, particularly at the Community Corrections complex and Barbee had indicated there was input on green design by RQAW; is that ongoing? Barbee stated we have evaluated it, green design comes with a lot of up-front costs. With the budget constraints it is not affordable. If we want to do more green type buildings we need to know that from day one. When we establish the budgets two years ago it was not a consideration.

**Commissioner Committee Reports [3:26:42]**

Altman stated an offer has been extended and accepted for an Executive Director of the Central Indiana Regional Transportation Authority.

**Homeland Security**

Altman stated she, Sheriff Carter and John Ball met with Director Dietz with Homeland Security to discuss appropriate uses of the 20% that the State will retain from our \$7.71 million grant. We discussed major event security issues both in Indianapolis, Verizon Music Center, and the Hamilton County Government Center to provide additional surveillance

**Administrative Assistant [3:27:58]**

**Safety Risk Manager Relocation**

Mr. Fred Swift updated the commissioners on moving Ross Klippel, Safety Risk Manager, to the Judicial Center. The Judges are willing to allow access and use of the small conference room in the Human Resources office. Altman asked where are we with a desk; would he bring his office furniture and supplies? Swift stated he has certain items that he can bring with him. Altman asked what would we do with Weights and Measures going out to the EMA building, in terms of finishing that space out? Swift stated he does not think if Weights and Measures went directly into Klippel's current office, there would not be anything needed except for furniture. Altman stated we don't have anything, they are using partitions now. Altman asked Swift to look into that and bring back a recommendation. Swift stated the commissioners have also discussed moving Soil & Water to that location. Soil & Water has more than one year left on their lease. Altman stated that won't work, we need to bring Ross to this building and move Weights and Measures out there. They would have a parking area. We don't know what is going to happen with Soil & Water. Holt asked if Soil & Water was moved to that location there would not be room for Weights and Measures? Swift stated correct.

**Homeplace Festival**

Swift stated the annual Homeplace Festival is September 15 and they are requesting permission to close 105<sup>th</sup> Street between College Avenue and Union Traction Boulevard. The Sheriff's Department and Carmel Fire Department have approved the closure. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Janus Transportation Grant Application**

Swift stated Janus has requested approval and commissioner's signature on the Section 5311 Transportation Grant in the amount of \$271,000 for Hamilton County Express. Altman asked if Swift has reviewed the application? Swift stated it was dropped off today at noon and he has not been able to review it. Altman asked if their financial statements they shared with us were included? Altman asked Swift to review it and come back later in the meeting.

**Release of Retainage – Animal Shelter**

Swift stated Envoy has requested the release of retainage for Gaylor, Inc. on the animal shelter project. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Carmel Parks Department Wage Determination Committee Appointment**

Swift stated the Carmel Parks Department has requested an appointment to a Common Wage Determination Committee and recommend Ray Roehling. Holt motioned to approve. Altman seconded. Motion carried unanimously.

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**Attorney** [3:36:06]

**Community Corrections Phase I Contracts**

Mr. Darren Murphy requested approval of contracts for the Community Corrections Project Phase 1: Stone City Ironworks, Bledsoe Environmental Systems Testing, Inc., Calumet Asphalt, Poynter Sheet Metal, R.E. Greisemer, Jack Laurie Commercial Floors, and Mars Telecommunications. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Retainage Escrow Agreements**

Captain Dan Stevens requested approval of Retainage Escrow Agreements on the Community Corrections Project, Phase I for: Complete Masonry Services, Inc., Keusch Glass, Inc., Performance Contracting, Inc., R.E. Greisemer, Inc., and Stone City Ironworks. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**CDBG Grant**

McConaghy stated Cicero's application does not go into detail regarding what portion of Peal Street sidewalks are being redone. McConaghy stated this is approving the Plan only, the contract for that project will come later, in which case Holt could abstain. Holt asked Murphy if he can vote on this? Murphy stated on this particular action he is not receiving direct benefit. Holt stated he has acknowledged his situation. Altman motioned to approve community grant projects as submitted. Holt seconded. Motion carried unanimously.

**Auditor** [3:41:00]

**Clerk's Monthly Report**

Ms. Dawn Coverdale requested approval of the Monthly Report of the Clerk of the Circuit Court. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Acceptance of Bonds/Letters of Credit – Drainage Board**

Coverdale requested acceptance of Bonds and Letters of Credit for the drainage board. (1) HCDB-2007-00025 – Western Surety Company Subdivision Bond No. 929428001 for the Reconstruction of the James McCarty Drain at St. Vincent Medical Center N.E. - \$460,741. (2) HCDB-2007-00025 – Western Surety Company Subdivision Bond No. 929428001 for the Reconstruction of the James McCarty Drain at St. Vincent Medical Center N.E. - \$460,741 (Rider adding the name of the regulated drain, James McCarty Drain). (3) HCDB-2007-00027 – The Huntington National Bank Irrevocable Standby Letter of Credit No. OSB.004528 for Lakeside Park Sec. 5 storm drainage - \$120,820 (Advice of Amendment advising place of presentation for Letter of Credit.) (4) HCDB-2007-00028 – The Huntington National Bank Irrevocable Standby Letter of Credit No. OSB.004525 for Lakeside Park Sec. 6 – storm drainage - \$101,784 (Advice of Amendment advising place of presentation for Letter of Credit.) (5) HCDB-2007-00029 – The Huntington National Bank Irrevocable Standby Letter of Credit No. OSB.004527 for Lakeside Park Sec. 7 – storm drainage - \$90,653 (Advice of Amendment advising place of presentation for Letter of Credit.) (6) HCDB-2007-00030 – The Huntington National Bank Irrevocable Letter of Credit No. OSB.004526 for Lakeside Park Sec. 5, 6, and 7 – monuments and markers - \$5,040 (Advice of Amendment advising place of presentation for Letter of Credit.) (7) HCDB-2007-00040 – Liberty Mutual Insurance Company Performance Bond No. 014044368 for the reconstruction of the Follett-Morrow Drain at Village Green Sec. 2 - \$329,500. (8) HCDB-2007-00041 – Fidelity and Deposit Company of Maryland Maintenance Bond for maintenance of Wilson Ditch (Bridgestone/Firestone North American Tire, LLC) - \$505,873. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Release of Bonds/Letters of Credit – Drainage Board**

Coverdale requested release of Bonds and Letters of Credit for the drainage board. (1) HCDB-2006-00052 – National City Bank Irrevocable Standby Letter of Credit No. SCL013027 for Woods at Lions Creek storm sewers - \$367,198. (2) HCDB-2007-00011 – Fidelity and Deposit Company of Maryland Bond No. 087880316 for Bridgestone/Firestone reconstruction of Elwood Wilson Drain - \$3,288,195. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Payroll Claims**

Coverdale requested approval of a special payroll claim for the period of June 18-July 1 paid July 26, 2007. Holt motioned to approve. Altman seconded. Motion carried unanimously.

Coverdale requested approval of a special payroll claim for the period of June 18-July 1 paid July 26, 2007. Holt motioned to approve. Altman seconded. Motion carried unanimously.

Coverdale requested approval of payroll claims for the period of July 16-29 paid August 10, 2007. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Vendor Claims**

Coverdale requested approval of Vendor Claims to be paid August 14, 2007. Altman seconded. Altman asked Swift if he made the multiple submissions for the 4-H tent? Swift stated no, he did not. Altman stated it was multiple requests in an amount over \$1,000. Altman motioned to approve all claims except the four Fair claims, she would like some explanation. Holt seconded the motion the exclude the four claims. Motion carried unanimously.

**Transportation Grant Application**

**Resolution 08-13-07-01**

Swift stated he has not found a financial statement of the Janus organization included in the grant application. There is a detailed operating budget for the project. Holt motioned to approve, including Resolution 08-13-07-01, A Resolution authorizing the filing of an application for a grant under Section 5311 of the Federal Transit Act, as amended. Altman seconded. Motion carried unanimously.

Holt motioned to adjourn. Altman seconded. Motion carried unanimously.

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**Commissioners Correspondence**

Notice of Public Hearing  
    9715 Butterfly Drive – City of Noblesville  
Beam, Longest and Neff Notice of Transmittals  
    Bridge #133, 186<sup>th</sup> Street over Stony Creek  
IDEM Receipt of Air Permit Application  
    Countrymark Cooperative – Westfield  
IDEM Notice of Sewer Permit Application  
    Cambridge, Section 10 – Fishers  
    City of Noblesville, Phase II Wastewater Treatment Improvements – Noblesville  
    Deerfield Sanitary Sewer Extension – Carmel  
    Hazel Dell Road Project – Noblesville  
    Olio 238 Offsite Utility Extension - Fishers  
    Sunny Meadows Townhomes, Section 4 – Fishers  
IDEM Notice of Decision – Approval  
    Martin Marietta Materials Portable Source Relocation  
IDEM Notice of Construction Permit Application  
    Avalon of Fishers, Section 4A – Fishers  
    Deerfield Sanitary Sewer Extension – Carmel

**Present**

Christine Altman, Commissioner  
Steven A. Holt, Commissioner  
Dawn Coverdale, Chief Deputy Auditor  
Kim Rauch, Administrative Assistant to Auditor  
Fred Swift, Administrative Assistant to Commissioners  
Darren Murphy, Attorney  
Doug Carter, Sheriff  
Brad Davis, Highway Director  
Joel Thurman, Interim Highway Engineer  
Virginia Hughes, Administrative Assistant to Highway Engineer  
Mark Fisher, Highway Technical Engineer  
Dave Lucas, Highway Inspector  
Christopher Burt, Highway Staff Engineer  
Tim Knapp, Highway Right-of-Way Specialist  
Matt Knight, Highway Staff Engineer  
Faraz Khan, Highway Department  
Bob Davis, Highway Superintendent  
Mark Jones, E&B Paving  
Laurie Mandlin, Ice Miller/US 31  
Dennis Faulkenburg, Ice Miller/US 31  
S. Cooper, Grady Brothers, Inc.  
Lee Yarling, Rieth-Riley  
Jim Williams, Interested  
William Fouts, Noblesville Daily Times  
Denny Neidigh, CMT  
J. Lintz, Shelly & Sands  
Carrie Thrift, Thompson Thrift  
A. Boyd, Thompson Thrift  
Ross Klippel, Safety Risk Manager  
Dan Stevens, Sheriff’s Department  
B.J. Casali, ISSD  
John Barbee, Envoy  
Sonia Leerkamp, Prosecutor  
Teresa Thomas, Prosecutor’s Office

APPROVED  
HAMILTON COUNTY BOARD OF COMMISSIONERS

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ATTEST

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Robin M. Mills, Auditor